

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

February 17-21, 2003

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
2-20	CANC	30,730	Jerold Raber v. Aleda M. Kellgren	Hairston Walters Drost*	ownership ; abandon-ment; fraud / inequitable conduct	Petition to Cancel Denied <i>[Note: Petitioner challenged, in this proceeding, a second registration (for the word mark "HOUSE OF AN-JU"), which registration the Board cancelled upon respondent's agreement to surrender it]</i>		"HOUSE OF AN-JU" (and design) [non-medicated grooming preparations, namely, shampoos, hair texturizers, conditioners, detangling preparations, bay rum for felines, oils for adding sleekness to fur and grooming powders, all for small animal pet s, namely, cats, dogs, and ferrets, both adult and infant]			No
2-20	EX	75/979,988	Daniel J. Evans	Simms* Seeherman Drost	whether applicant's specimens demonstrate use of its mark on its recited services	Refusal Affirmed		"ICESPIKE" [maintenance services, namely, freezing of fluid lines]		K. Le	No

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2-20	EX	76/041,758	A. H. Training, Inc.	Hairston* Chapman Drost	2(e)(1)	Refusal Affirmed with respect to 2(e)(1); applicant's provisional amendment to Supplemental Register accepted		"GUIDED SELF HEALING" [educational services, namely, conducting conferences, seminars and workshops in the field of personal growth]		Umansky	No
2-20	OPP (MD)	152,062	Seculus Da Amazonia S/A v. Toyota Jidosha Kabushiki Kaisha	Hohein Bucher Rogers [Opinion "By the Board" (Cataldo)]	unclean hands [motion to dismiss for failure to state a proper ground for opposition]	Opposition Dismissed [Applicant's motion to dismiss granted]	"LEXUS" (and design) [watches / watch parts]	"LEXUS" (and design) [watches; binders and business card holders; traveling bags; bottles; stuffed animals]			Yes
2-20	EX	76/160,227	Lori Childers	Simms* Cissel Bucher	2(d)	Refusal Reversed		"THE WEEKENDER HUDSON VALLEY COUNTRY HOME JOURNAL" [magazine featuring attractions and activities in the Hudson River Valley region of New York State]	"WEEKENDER ETC." [newspaper, namely, Friday supplement to a daily newspaper giving local activities]	Tierney	No
2-21	CANC	31,610	Holmes Mirror Co. v. Timothy's Fine Art	Cissel Bucher* Drost	2(d)	Petition to Cancel Granted	"Z-BAR" [hanging devices, including channel-locking metal bars for hanging mirrors and picture frames]	"Z-BAR" [channel-locking metal bars for hanging picture frames]			No

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2-21	EX	75/710,402	KidVid, Inc.	Chapman Bucher Drost*	2(d)	Refusal Affirmed		“ . . . A LITTLE GENIUS IN THE MAKING” [a series of audio and video works, namely, prerecorded videotapes, compact discs, and audio cassettes containing musical recordings, narratives, instruction on the functionality of various objects, phonics and scenes depicting infants and children at play, for developing and improving the creative and intellectual faculties and brain development of infants and children]	“LITTLE GENIUS” [musical sound recordings and musical video recordings; children’s books, baby books, children’s activity books, calendars, sheet music, song books, picture books, decals, bumper stickers, paper cake decorations, greeting cards, flash cards, playing cards, trading cards, disposable diapers, children’s encyclopedias, printed teaching materials for teaching youth development skills, life skills, and problem solving, stickers, temporary tattoos, and wrapping paper]	R. Smith	No

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